



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Application of: Group No.: 1745
Applicant: Vladimir Gartstein Examiner: J. Mercado
Serial No.: 09/275,495 Filed: 3/24/1999
For: BATTERY HAVING BUILT-IN Docket No.: 7922-84416
CONTROLLER

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-0001

Sir:

This is in response to the Notice of Non-Compliant Amendment mailed for this application on October 14, 2003. A copy of the Notice is enclosed along with a corrected version of the Amendment initially filed on September 24, 2003 as required by 37 CFR 1.121(h).


Applicant believes that no additional fee is due. The Commissioner is hereby authorized to charge any unpaid amount, or credit any overpayment, to Deposit Account No. 23-0920. Further, if an extension of time is required, the Commissioner is respectfully requested to consider this paper to be a petition for such an extension and the Commissioner is authorized to charge the petition fee to the above noted deposit account. A duplicate copy of this sheet is enclosed.

Dated: January 30, 2004

Respectfully submitted,

WELSH & KATZ, LTD.

By: _____


J. P. Christensen
Registration No. 34,137

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents; P.O. Box 1450, Alexandria, VA 22313-0001 on this date:

1/30/04
Date


Abigail Boone



84416

PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vladimir Gartstein Art Unit: 1745
Serial No.: 09/275,495
Filed: March 24, 1999
For: BATTERY HAVING BUILT-IN
CONTROLLER
Examiner: J. Mercado
Attorney
Docket No.: 84416

AMENDMENT D

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action of June 16, 2003,
please amend the above-identified application as follows:

In the claims:

1. (Currently Amended) A battery having a controller
suitable for use in batteries including a primary battery
and a secondary battery, said battery comprising:

- (a) a container having a positive and negative
terminal;
- (b) a battery cell having an internal impedance
disposed within said container, said cell having